

Forest Land-Thane

Diversion of 4.3669 ha of forest land in favour in Maharashtra State Road Development Corporation Limited (MSRDCL) Mumbai for construction of inclined shaft and Approach Roads for the Nagpur-Mumbai Super Communication Expressway construction package – 14 (CP-14) of 13.1 km in Shahapur Tal., District - Thane.

Government of Maharashtra

Revenue and Forest Department

Government Order No. FLD-1220/C.R.34/F-10

Mantralaya, Mumbai 400 032.

Date:- 06.01.2023.

Reference:

- 1) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/NC/II/ID12769/(70) 1828/2019-2020, dt.05.02.2020.
- 2) Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur Letter No.FC-I/MH-178/2020-NGP/6625, dt. 26.05.2020.
- 3) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/Nodal/Thane/ID-12769 (75)/1234/2022-23, dt. 18.08.2022.
- 4) Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur Letter No.FC-I/MH-178/2020-NGP/10228, dt. 26.08.2022.
- 5) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/Nodal/ Thane/ID-12769 (70)/1643/2022-23, dt. 29.09.2022.

Order:-

Whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Nagpur vide letter under reference No.1 has submitted a proposal to Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur for diversion of 4.3669 ha of forest land in favour in Maharashtra State Road Development Corporation Limited (MSRDC) for construction of inclined shaft and approach roads for the Nagpur-Mumbai Super Communication Expressway construction package - 14 (CP-14) of 13.1 km in Shahapur Tal., District - Thane;

AND whereas, the Government of India after due consideration, vide letter under reference No.2, accorded 'In-principle' approval to divert the 4.3669 ha. Forest Land for the above project under section 2 of Forest (Conservation) Act, 1980. The said approval is subject to fulfillment of certain conditions by the User Agency;

AND whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur vide letters under reference No.3 has submitted compliance of those conditions to the Government of India;

AND whereas, the Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur, vide under reference no. 4 accorded 'Final approval' to divert the of 4.3669 ha of forest land in favour in Maharashtra State Road Development Corporation Limited (MSRDC) for construction of inclined shaft and Approach Roads for the Nagpur-Mumbai Super Communication Expressway construction package - 14 (CP-14) of 13.1 km in Shahapur Tal., District -Thane under section 2 of Forest (Conservation) Act, 1980;

AND whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur vide letter under reference No.5 has requested State Government to issue diversion order in the matter;

NOW, therefore, Government of Maharashtra hereby directs that the area of 4.3669 ha consisting of Reserved Forest, Restored Private Forest and Protected Forest Land more specifically described in the proposal submitted vide letter under reference No. 1 and as per details given in the Schedule given below, be diverted to the User Agency, i.e. Executive Engineer, Maharashtra State Road Development Corporation Limited (MSRDCL) Mumbai for construction of inclined shaft and Approach Roads for the Nagpur-Mumbai Super Communication Expressway construction package - 14 (CP-14) of 13.1 km in Shahapur Tal., District - Thane.

The diversion shall be effected subject to the terms and conditions mentioned in the letters dated 26.05.2020 and dated 26.08.2022 of Regional Office, MoEF&CC, Nagpur. This approval for diversion of forest land is also subject to compliance of following conditions by the User Agency-

1. The User Agency shall comply with all the conditions stipulated in the 'in-principle' and 'final approval' letters of Regional Office, MoEF&CC, Nagpur, referred above. The Conservator of Forests (T), Thane shall ensure the strict compliance of the conditions by the User Agency and shall furnish the report in this regard to Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur from time to time.
2. Non-compliance of any of the conditions mentioned in Regional Office, MoEF&CC letters dated 26.05.2020 and dated 26.08.2022, in this order and Rules & Guidelines made / issued under Forest (Conservation) Act, 1980, shall amount to violation of Forest (Conservation) Act, 1980 and action would be taken accordingly.
3. In case of non-compliance of any of the above conditions, the Conservator of Forests (T), Thane shall report through the State Government to the Regional Officer (Central), Ministry of Environment, Forests & Climate Change, Government of India, Nagpur as per procedure laid down in guidelines under the Forest (Conservation) Act, 1980 .

SCHEDULE

Particulars	District	Village	Patch No.	Gut No.	Area (Ha.)	Length (m)	Width (m)	Legal Status	
Inclined Shaft	Thane	Fugale	P-1	37	0.3381	338.10	10.00	Reserved forest	
Inclined Shaft Portal		Fugale		37	0.1250	50.00	25.00	Reserved forest	
Inclined Shaft approach road		Fugale		37	0.2839	283.30	10.00	Reserved forest	
			P-2		32/3/A	0.0464	46.40	10.00	Reserved forest
					37	0.1635	163.50	10.00	Reserved forest
				32/3/A	0.2575	257.50	10.00	Reserved forest	
			P-3	31/2, 31/3	0.2877	287.70	10.00	Restored Private Forest	
				35/6A	0.1873	187.30	10.00	Reserved forest	
			Approach Road South Portal	Fugale	P-4a	35/48	0.1731	173.10	10.00
P-5		35/49			0.3160	316.00	10.00	Restored Private Forest	
		29			0.6029	602.90	10.00	Reserved forest	
		37			0.3444	344.40	10.00	Reserved forest	
Approach Road to viaduct-2		Fugale	P-4a	35/38	0.1665	138.75	12.00	Reserved forest	
			P-4b	35/38	0.3557	296.42	12.00	Reserved forest	
		Dhakane	P-6	37	0.4044	337.00	12.00	Reserved forest	
				131	0.0614	57.17	12.00	Reserved forest	
Approach Road for Interchange		Vashala Bk.	P-7	400	0.1690	140.83	12.00	Protected Forest	
			P-8	348	0.0841	53.00	15.87	Reserved forest	
Total Forest Area (in ha.)					4.3669				

This Government Order is available on Government of Maharashtra's website www.maharashtra.gov.in with Reference No. 202301061759313519. This order has been signed digitally.

By order and in the name of the Governor of Maharashtra.

(Ganesh Jadhao)

Under Secretary to the Government of Maharashtra

Copy:

1. Secretary, Ministry of Environment, Forests & Climate Change, Government of India, New Delhi.
2. Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur.
3. Regional Officer (Central), Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur.
4. Principal Chief Conservator of Forests & CEO, Maha-CAMPA, Nagpur.
5. Addl. Principal Chief Conservator of Forests & Nodal Officer, Nagpur.
6. Additional Principal Chief Conservator of Forests (Conservation), Nagpur.
7. Collector, Thane.
8. Chief Executive Officer, Zilha Parishad, Thane.
9. Conservator of Forests (T), Thane
10. Deputy Conservator of Forests, Shahapur
11. Executive Engineer, MSRDCL, Reclamation Bus Depot Bandra (W.), Mumbai.
12. Select File.

I. Collector- Thane and Chief Executive Officer, Zilha Parishad, Thane are hereby directed to forward the copy of this order to concerned Heads of Local Bodies, Panchayats, Municipal Bodies in addition to the relevant offices of the Government and they shall also ensure the display of this order on their notice board as well as on the notice board of local self-government bodies for the information of general public.

II. Executive Engineer, MSRDCL, Reclamation Bus Depot Bandra (W.), Mumbai is hereby directed to publish the entire order of forest clearances granted in verbatim along with the details of Survey No., Gut No., area and legal status of each Survey, Gut No. etc. and along with the conditions and safe guards imposed by the Central Government while granting forest clearances in two widely circulated daily newspapers, one in vernacular language and other in English language. Copy of the Newspapers be submitted to Conservator of Forests (T), Thane, Deputy Conservator of Forests, Shahapur.

III. Heads of Local Bodies, Panchayats and Municipal Bodies in addition to the relevant offices of the Government are hereby directed to display the same on their notice board for 30 days from the date of receipt for the information of general public.